

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CORDIS CORPORATION,)	
)	
Plaintiff,)	
v.)	Civil Action No. 97-550 (SLR)
)	
MEDTRONIC VASCULAR, INC., et al.,)	
)	
Defendants.)	
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)	
MEDTRONIC VASCULAR, INC.,)	
)	
Plaintiff,)	Civil Action No. 97-700 (SLR)
v.)	
)	
CORDIS CORPORATION, et al.,)	
)	
Defendants.)	

**MEDTRONIC VASCULAR INC.'S SUPPLEMENT TO D.I. 1411, ITS ANSWERING BRIEF IN
OPPOSITION TO CORDIS' MOTION TO REINSTATE AND UPDATE THE DAMAGES
VERDICT AGAINST AVE AND BSC**

Medtronic Vascular, Inc. (“Medtronic AVE”) files this supplement to its answering brief in opposition to Cordis’ motion to reinstate and update the damages verdict (D.I. 1411) to remind the Court that Medtronic AVE’s motion for judgment as a matter of law on damages is still pending (D.I. 1011; *see also* D.I. 1253, 9/22/04 Tr. at 13). That motion demonstrates that Cordis is not entitled to lost profits because of its failure to prove marketing capacity. If that JMOL motion is granted, then the lost profits verdict must be set aside.

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June 29, 2005

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was electronically filed on June 29, 2005 with the Clerk of the Court using CM/ECF which will send notification of such filing by email to Steven J. Balick and to Josy W. Ingersoll.

I also hereby certify that I caused copies of the foregoing document to be served on June 29th, 2005 upon the following counsel of record in the manner indicated:

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